

**MINUTES OF PUBLIC MEETING  
FOR THE CORRECTIONS OFFICER RETIREMENT PLAN LOCAL BOARD  
FOR THE JUDICIARY**

A Public Meeting of the Corrections Officer Retirement Plan Local Board for the Judiciary was convened Tuesday, August 3, 2021 at 10:00 a.m., Conference Room 109, Arizona State Courts Building, 1501 West Washington Street, Phoenix, Arizona.

**Board Members Present in Conference Room 109:** N/A

**Board Member Present by Conference/Video Call:** Kevin Kluge; Jason Hathcock; Jennifer Fish; Scott Mabery; Mark Smalley

**Board Member Absent:**

**Also Present in Conference Room 109:** Vanessa Haney, Local Board Secretary (video call); Alicia Bocardo, Recorder (video call); Cynthia Kelley, Board Attorney (video call); Leslie Sorensen, Board Attorney; (video call); Michael Zukowski, Applicant #21-01 (conference call)

**Call to Order:**

**Approval of the Minutes:**

July 6, 2021 – Public Meeting Minutes

**MOTION: A motion to approve the public minutes of the July 6, 2021 meeting was made by Mark Smalley.** The motion was seconded and passed unanimously; minutes stand approved.  
**CORP 2021-33**

**Consideration of Disability Applications:**

Disability Application #21-01 – IME Decision

The Board received Application #21-01 for Accidental Disability benefits from Michael Zukowski on June 2, 2021.

The applicant was a Pinal County Adult Probation Officer with 7.140 years of credited service with CORP and terminated employment with the county on July 1, 2021.

The applicant identified the disabling conditions as: “neck injury due to head on vehicle collision” while on duty”

The applicant was notified via certified letter that the Board would consider the application at this meeting and of the applicant’s right to attend.

The applicant initialed the Waiver of Confidentiality provision, to allow discussion of the medical condition in open public meeting.

The applicant's physical exam dated May 20, 2014 was provided. The exam report did not identify any pre-existing conditions.

The applicant provided medical reports of findings and treatment with the application. The application and medical reports were provided to the Board. The criteria for Accidental Disability benefits per A.R.S. §38.881 are: "Accidental disability" means a physical or mental condition that the local board finds totally and permanently prevents an employee from performing a reasonable range of duties within the employee's department and was incurred in the performance of the employee's duties."

Dr. Terry Brown performed an Independent Medical Examination of the applicant on July 23, 2021. A copy of Dr. Brown's IME report was provided to the Board.

A copy of A.R.S. §38-886 governing Local Board consideration of applications for Accidental Disability was included for reference purposes.

The Local Board Secretary noted that Michael Zukowski was present via conference call.

The Chair noted that the IME that was provided by Dr. Terry Brown was very concise and found that all questions were answered to the Board's satisfaction.

The Local Board Secretary agreed and stated that the doctor was thorough in his final reporting by explaining that any prior medical injuries on record were not related to the current examination of injury for which disability was applied for.

The Chair asked Mr. Zukowski if he wished to provide any statement. The applicant declined.

Board member Jason Hathcock inquired if Mr. Zukowski had terminated employment with the county.

Mr. Zukowski replied that he had not officially terminated with the county but has been on leave. He added that he would clarify his next steps with the county after the Board meeting.

Board member Jason Hathcock stated that he was in favor of approving disability application #21-01 based on the IME report. He added that IME report noted: Mr. Zukowski was found to have a physical or mental condition that totally and permanently prevents him from performing a reasonable range of duties, there was no contributing pre-existing condition, and that improvement for his condition was not expected.

**MOTION: Jason Hathcock moved to: (1) Approve the application for Accidental Disability Retirement benefits from Applicant #21-01, Michael Zukowski, based on the findings of the Independent Medical Evaluation conducted by Dr. Terry Brown for the Local Board, As set forth in the report dated July 23, 2021 and the Form C5-LB-O dated July 26, 2021; (2) Approve an Accidental Disability Benefit for Michael Zukowski in about the amount of \$2,007.92 contingent upon his termination from the county (3) Pursuant to A.R.S. §38-886.01.D: Not to review this matter again as the claimant has been deemed totally and permanently disabled. The motion was seconded and passed unanimously. CORP 2021-34**

Mr. Zukowski promptly left the meeting at 10:13 a.m.

### **Request to Remain in ASRS**

The Board received a request dated July 6, 2021, from Erika Ortega to remain in the Arizona State Retirement System (ASRS) pursuant to A.R.S 38-891 (F)

Ms. Ortega began employment as a Graham County Juvenile Probation Department Tech Clerk on October 9, 2008. She became a full-time Juvenile Probation Officer on August 2, 2021. Her request form indicates that she has 12 years of credited service with ASRS.

**MOTION: a motion to approve the request by Erika Ortega to remain in the Arizona State Retirement System, as it appears Ms. Ortega has met the requirement of a minimum of five years of service credited under the Arizona State Retirement System was made by Scott Mabery.** The motion was seconded and passed unanimously. **CORP 2021-35**

### **Acknowledgment of CORP Physical Exam Final Letter**

Physical examination reports have not been received for the members listed below. Certified letters were sent to the members regarding non-receipt of the CORP physical examinations within 60 days of receipt of the membership forms.

<u><b>Name</b></u>	<u><b>Date Letter Sent</b></u>
Yajaira Figueroa Quijada	April 28, 2021
Earl Hastings	May 27, 2021
Caleb Miles	April 28, 2021
Michel Parenteau	April 28, 2021
Shawn Perry	April 28, 2021
Erica Sekayumtewa	May 27, 2021
Alex Siqueiros	April 28, 2021
Richard Tudu	May 27, 2021

The Local Board Secretary explained that Pima county recently experienced employee turnover in administration and was working on a backlog of missing new hire examinations.

Staff informed the Board that they have been working with the county to ensure that all new hire information and resources are provided.

The Chair noted for the record that the physical examinations for Yajaira Figueroa Quijada, Earl Hastings, Caleb Miles, Michel Parenteau, Shawn Perry, Erica Sekayumtewa, Alex Siqueiros, and Richard Tudu were not received within 60 days of receipt of their membership applications and that final letter requesting the examinations were sent via certified mail.

### **Approval of Normal Retirement Benefits:**

There were 14 applications for Normal Retirement benefits submitted for the Board's approval pursuant to A.R.S. § 38-893 (D).

**MOTION: A motion to approve the payment of Normal Retirement benefits to the following applicants in about the following amount effective July 1, 2021 conditionally upon receiving all C12s was made by Jennifer Fish. The motion was seconded and passed unanimously. CORP 2021-36**

Rene Barriga \$2,497.45

Kimberly Clah \$2,850.35

Margarita Dominguez \$4,747.95

Derek Durant \$1,380.29

Kristine Fischer \$3,027.13

Tim Hardy \$7,727.66; Reverse DROP Estimate \$139,746.21

Scott Jamar \$1,224.46

Lisa Klauck \$2,672.05

Wendy Knowlton \$2,408.50

Anthony Lopez \$3,886.69; Reverse DROP Estimate \$93,924.22

Jodie Rogan \$3,535.63

Craig Urling \$2,325.88

Luz Valenzuela \$2,588.40

Alissa Williams \$2,936.22

**Approval of Membership:**

The Local Board voted on the approval of the following requests for membership:

Aldridge, Colby	Coconino	06/23/2021
Bull, Kelly	Yavapai	06/20/2021
Calles, Erin	Maricopa	01/25/2021
Davenport, Brian	Maricopa	06/20/2021
Dietz, Ross	Maricopa	06/20/2021
Duran, Luis	Maricopa	07/18/2021
Feis, Mark	Pima	07/11/2021
Figueroa Quijada, Yajaira	Pima	05/23/2021
Gibson, Asante	Maricopa	06/20/2021
Guerrero Espinoza, Marco	Yuma	06/27/2021

Hastings, Earl	Pima	05/30/2021
Head, Jessica	Navajo	04/04/2021
Kupitz, Joseph	Maricopa	07/11/2021
Martinez, Kristina	Maricopa	04/05/2021
Miles, Caleb	Pima	05/09/2021
Molina, Jose	Maricopa	05/31/2021
Mora, Raquel	Yavapai	07/18/2021
Ochoa, Angie	Maricopa	07/04/2021
Parenteau, Michel	Coconino	05/23/2021
Pavlick, John	Pima	07/11/2021
Perry, Shawn	Pima	05/09/2021
Raney, Alyssa	Pinal	07/04/2021
Rangitsch, Sara	Maricopa	03/22/2021
Rivera, Stephanie	Maricopa	07/04/2021
Roa, Gabriela	Maricopa	07/04/2021
Rodriguez Galvan, Andres	Maricopa	07/04/2021
Sekayumtewa, Erica	Navajo	05/30/2021
Siqueiros, Alex	Pima	05/09/2021
Tudu, Richard	Pima	05/02/2021
Wiley, Nathaniel	Yuma	06/20/2021

**MOTION:** Mark Smalley moved to approve the 30 applicants listed on the agenda for this meeting for membership in CORP pursuant to A.R.S. §38-893.D and to note for the record that the physical examinations for Kelly Bull, Joseph Kupitz, Raquel Mora, John Pavlick, and Stephanie Rivera identified a physical or mental condition or injury that existed or occurred before their date of membership in the plan. The motion was seconded and passed unanimously. **CORP 2021-37**

#### **Future Agenda Items:**

The Local Board Secretary informed the Board that there will be three normal retirement applications for the September 7, 2021 meeting.

#### **Call to the Public:**

No members of the public addressed the Board.

The meeting was adjourned at 10:36 a.m.

Transcribed August 10, 2021.